

JAN 14 2009

PTO/SB/21 (12-08)

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FORM

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Total Number of Pages in This Submission

4

Application Number	10/620,406
Filing Date	07/16/2003
First Named Inventor	Kelvin S. Varti et al
Art Unit	2166
Examiner Name	Pierre Miche Bataille
Attorney Docket Number	RA5823

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JAN 14 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit - 2186
Examiner - Pierre Miche Bataille

January 14, 2009

In re Application of Kelvin S. Varti et al
Title: PROGRAMMABLE CACHE
MANAGEMENT SYSTEM AND
METHOD
Serial No.: 10/620,406

Filed: 07/16/2003
Allowed: 12/22/2008
File No.: RA5623
Customer # 27276

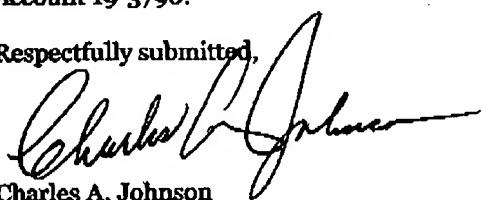
Mail Stop Issue Fee
Commissioner for Patents
P O Box 1450
Alexandria, VA 22313-1450

SUBJECT: ISSUE FEE FOR RA5623

Dear Sir:

Please charge Deposit Account No. 19-3790 in the sum of \$1513 to cover payment of the Issue Fee and also the sum of \$3.00 to cover the cost of the 1 extra copy of the patent, which was allowed on 12/22/2008. Also, please charge any additional fees necessary or credit any over payments as necessary to Deposit Account 19-3790.

Respectfully submitted,



Charles A. Johnson
Attorney for Applicant
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Reg. No.: 20,852
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I hereby certify that this correspondence is being facsimile transmitted to the USPTO (571) 273-2885 on January 14, 2009.

Jill Standish
Legal Administrative Assistant



January 14, 2009
Date of Signature

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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

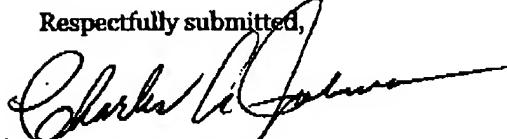
Mail Stop Issue Fee
 Commissioner for Patents
 P O Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

The Examiner's statement of Reasons for Allowance implies that the claimed invention was allowed because the prior art did not disclose specific elements. The elements characterized by the Examiner, however, even if found in the prior art, would not render the claimed invention invalid under 35 USC §102 because the claimed invention includes a number of limitations not addressed in the Reasons for Allowance. With respect to 35 USC §103, the requirements of establishing a *prima facie* case of obviousness pursuant to governing law have not been satisfied.

Unless otherwise advised, these comments are intended, to be clarifying in a manner consistent with the law.

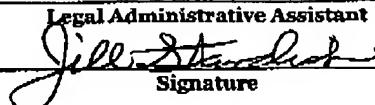
Respectfully submitted,



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